

CHAPTER 244

AREA VOCATIONAL SCHOOL DISTRICTS AND
AREA COMMUNITY COLLEGE DISTRICTS

S. F. 616

AN ACT relating to area vocational school districts and area community college districts and the method of selection of the members of the state board of public instruction, to general school aid, to the time and manner of payment, to separate general aid paid school districts for operation of elementary and secondary schools from general aid paid to merged areas operating an area vocational school or community college and to school districts operating a junior or community college, to require audit of merged areas receiving general aid, to provide for present payment of certain aid for the school year 1966-1967, and to make appropriations therefor.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section two hundred eighty-six A point four (286A.4),
2 Code 1966, is amended as follows:

3 1. By striking from subsection three (3) all of lines one (1) to
4 twenty (20), inclusive.

5 2. By striking from subsection three (3) all of lines forty-four (44)
6 to sixty-one (61), inclusive.

7 3. By inserting after the word "amount" in line three (3) of sub-
8 section four (4) the words "for other than junior or community col-
9 lege purposes".

1 SEC. 2. Section two hundred eighty-six A point five (286A.5),
2 Code 1966, is hereby repealed and the following enacted in lieu there-
3 of:

4 "At the close of each school year, but not later than July 5, the local
5 district or merged area school shall supply to the state department of
6 public instruction the information required for calculation of the
7 amount reimbursable to the district for elementary and secondary
8 school. For any day student who has been enrolled on a less than a full
9 school-day basis, the reimbursement shall be calculated proportion-
10 ately to the portion for which he is enrolled as shall be determined by
11 the state department of public instruction. For school districts oper-
12 ating a junior college or community college, the aid to the district for
13 such college shall be separately appropriated, calculated, prorated
14 when necessary, and paid as hereinafter provided in sections three (3)
15 through six (6). Forms for reporting information to calculate aid for
16 elementary and secondary school purposes shall be supplied by the
17 state department of public instruction to each school district not later
18 than June 1. On or before August 1, the state department of public
19 instruction shall furnish to the state comptroller estimates of the
20 amount reimbursable for the year to each school district for general
21 aid for elementary and secondary school purposes and upon said esti-
22 mates the state comptroller shall, on or about August 1, make payment
23 of the first half of the annual amount appropriated for such general
24 aid. After all such claims have been calculated for the year and vali-
25 dated for accuracy, the state department of public instruction shall
26 certify the same to the state comptroller prior to February 1. On or
27 about February 1, the state comptroller shall make payment to the
28 school districts, of the balance of the amount appropriated for such
29 general aid, which, when taken with the first half payment, conforms

30 to the amount of full year reimbursement due each school district as
31 then validated and certified by the state department of public instruc-
32 tion. In the event that the amount appropriated for reimbursement of
33 the school districts for such purposes is insufficient to pay in full the
34 amounts to each of the school districts or merged areas, then the
35 amount of each payment shall be reduced by the state comptroller in
36 the ratio that the total respective funds appropriated and available for
37 such aid bears to the respective total amounts certified for reimburse-
38 ment. All funds received or to be received under the provisions of this
39 chapter shall be taken into account and considered by each school dis-
40 trict or merged area when estimating the amount required for the
41 general fund."

1 SEC. 3. Chapter two hundred eighty-six A (286A), Code 1966, is
2 amended by adding the following new section:

3 "School districts operating a junior or community college shall be
4 entitled to general school aid therefor as follows: Multiply one (1)
5 dollar by the average daily enrollment of the students who are resi-
6 dents of such school district carrying twelve (12) or more semester
7 hours of work plus the full-time equivalent of resident students carry-
8 ing less than twelve (12) semester hours of work. Multiply two (2)
9 dollars and twenty-five (25) cents by the average daily enrollment of
10 students who are nonresidents of the district carrying twelve (12)
11 or more semester hours of work plus the full-time equivalent of non-
12 resident students carrying less than twelve (12) semester hours of
13 work. Multiply the sum of these products by the actual number of
14 days school was officially in session, not to exceed one hundred eighty
15 (180) days. For the purposes of this section, 'work' means subjects
16 or courses; for which credit may be earned and applied toward fulfill-
17 ment of the requirements for a certificate, diploma, or degree; and
18 which are approved by the state department of public instruction for
19 state aid."

1 SEC. 4. Chapter two hundred eighty-six A (286A), Code 1966, is
2 amended by adding the following new section:

3 "Merged areas operating an area vocational school or community
4 college shall be entitled to general school aid. The general school aid
5 funds allocable to each merged area operating an area vocational
6 school or community college shall be determined by multiplying two
7 (2) dollars and twenty-five (25) cents by the average daily enrollment
8 of students who are residents of the state and who are carrying twelve
9 (12) or more semester hours of work plus the full-time equivalent of
10 students carrying less than twelve (12) semester hours of work. Mul-
11 tiple this product by the actual number of days the school or college
12 was officially in session to determine the total aid entitlement for each
13 year for each merged area. The state aid computation shall be made
14 separately for each area vocational school or area community college.
15 For the purposes of this section, 'work' means subjects or courses;
16 for which credit may be earned and applied toward fulfillment of the
17 requirements for a certificate, diploma, or degree; and which are ap-
18 proved by the state department of public instruction for state aid."

1 SEC. 5. Chapter two hundred eighty-six A (286A), Code 1966, is
2 amended by adding the following new section:

3 "Payment of the aid provided in sections three (3) and four (4) of
4 this Act shall be made to each merged area, and to each school district
5 operating a junior or community college on a quarterly basis, at the
6 end of each quarter of the school year, which commences on July 1 and
7 ends on the following June 30, in the following manner:

8 "1. At the close of each school year but not later than July 5, the
9 board of directors of each such school district or merged area shall
10 certify to the state department of public instruction the information
11 necessary to compute the aid entitlement, as hereinabove provided, for
12 the school year ending on June 30 immediately preceding the said July
13 1. In addition thereto, each said board shall certify to the state de-
14 partment, its best bona fide estimate of what the same data and infor-
15 mation will be for the school year that commences upon the said July
16 1, and ends on the following June 30.

17 "2. On the basis of estimates certified, as provided in subsection one
18 (1) hereof, twenty-two and one-half (22½) percent of the anticipated
19 aid entitlement for each such school district or merged area shall be
20 paid to the district or merged area at the end of each of the first three
21 quarters of the school year for which said estimates have been certi-
22 fied. The aid payment for the fourth quarter shall be equal to the dif-
23 ference between the aggregate aid payments for the first three quarters
24 and the total amount of aid entitlement computed on the basis of the
25 actual information required for calculation, as certified in the follow-
26 ing July, plus or minus such prorata amount as may be necessary to
27 make the aggregate total of general school aid paid to all such school
28 districts or merged areas, as the case may be, for the said year equal
29 to the respective amounts of aid funds appropriated for payment to
30 such districts or areas in the said year.

31 "3. Forms for the purpose of reporting the information and esti-
32 mates required under subsection one (1) hereof shall be supplied by
33 the state department. After quarterly payments have been calculated
34 they shall be certified to the state comptroller for payment. Such cer-
35 tification shall be made to the comptroller on or about August 1, No-
36 vember 1, February 1, and May 1 for aid payable for the preceding
37 quarter. The comptroller shall pay the quarterly amounts so certified
38 forthwith."

1 SEC. 6. The first July reports under the provisions of sections three
2 (3) through six (6) of this Act will be made in July of 1967. For the
3 purpose of computing general aid, to school districts operating junior
4 or community colleges and to merged areas, for the year which com-
5 menced on July 1, 1966, and will end on June 30, 1967, the board of
6 directors of each such district or merged area which has classes of
7 instruction in operation on May 1, 1967 shall report the number of
8 full-time and part-time students, for whom aid is payable under sec-
9 tions three (3) and four (4), and who are on said date enrolled in said
10 classes, to the state department of public instruction, as soon as pos-
11 sible after the effective date of this Act. The state department of
12 public instruction shall thereupon make and verify the aid entitlement
13 for each such district or merged area, for the said year; by treating
14 the said enrollment figure as if it were the average daily enrollment
15 for the elapsed quarters of said school year and applying the formulae
16 set forth in sections three (3) and four (4), and certify the same to

17 the state comptroller, who shall forthwith issue warrants in payment
18 of same. The payment for the remaining quarter or quarters of said
19 year shall be computed and paid in the manner provided in section
20 five (5).

1 SEC. 7. Funds obtained pursuant to section two hundred eighty A
2 point seventeen (280A.17); subsections three (3), four (4), and five
3 (5) of section two hundred eighty A point eighteen (280A.18); sec-
4 tion two hundred eighty A point nineteen (280A.19); and section two
5 hundred eighty A point twenty-two (280A.22), Code 1966, shall not
6 be used for the construction or maintenance of athletic buildings or
7 grounds.

1 SEC. 8. Section eleven point eighteen (11.18), Code 1966, is
2 amended as follows:

3 1. By inserting in line two (2), immediately following the word
4 "offices," the words "merged areas,".

5 2. By inserting in line fifteen (15), immediately following the word
6 "city", the words ", merged area".

7 3. By inserting in line twenty (20), immediately following the word
8 "city", the words ", merged area".

1 SEC. 9. Chapter two hundred eighty A (280A), Code 1966, is here-
2 by amended by adding the following new section:

3 "After January 1, 1969, a merged area may own in the aggregate
4 not more than three hundred twenty (320) acres of land, except the
5 area board may accept or acquire additional land by donation or gift.

6 "With the approval of the state board, the board of directors of any
7 merged area at any time may sell any land in excess of one hundred
8 sixty (160) acres owned by the merged area, and no election shall be
9 necessary in connection with such sale notwithstanding any other pro-
10 visions of law. The proceeds of the sale may be used for any of the
11 purposes stated in section two hundred eighty A point twenty-two
12 (280A.22) of the Code. This paragraph is in addition to any authority
13 under other provisions of law."

1 SEC. 10. Section two hundred eighty A point one (280A.1), Code
2 1966, is hereby amended as follows:

3 1. By striking from line four (4) the word "twenty" and inserting
4 in lieu thereof the word "seventeen (17)".

5 2. By adding thereto the following new subsection:

6 "Vocational and technical training for persons who are not enrolled
7 in a high school and who have not completed high school."

1 SEC. 11. Section two hundred eighty A point two (280A.2), Code
2 1966, is hereby amended by adding thereto the following subsection:

3 "'Area school' means an area vocational school or area community
4 college established under the provisions of this Act."

5 Section two hundred eighty A point two (280A.2), Code 1966, is
6 hereby further amended by striking lines two (2) and three (3) of
7 subsection three (3) and inserting in lieu thereof the following:
8 "supported school which offers two (2) years of liberal arts, prepro-
9 fessional, or other instruction partially fulfilling the requirements for
10 a baccalaureate degree but which does not confer any baccalaureate
11 degree and which".

1 SEC. 12. Section two hundred eighty A point seventeen (280A.17),
2 Code 1966, is hereby amended by inserting in line nine (9) after the
3 word "The" the following:

4 "budget of each merged area shall be submitted to the state board
5 no later than June 1 preceding the next fiscal year for approval. The
6 state board shall review the proposed budget and shall, prior to July 1,
7 either grant its approval or return the budget without approval with
8 the comments of the state board attached thereto. Any unapproved
9 budget shall be resubmitted to the state board for final approval. Upon
10 approval of the budget by the state board, the".

11 Section two hundred eighty A point seventeen (280A.17), Code
12 1966, is hereby further amended by inserting the following new para-
13 graph at the end thereof:

14 "It is the policy of this state that the property tax for the operation
15 of area schools shall not in any event exceed three-fourths ($\frac{3}{4}$ ths)
16 mill, and that the present and future costs of such operation in excess
17 of the funds raised by such three-fourths ($\frac{3}{4}$ ths) mill levy shall be the
18 responsibility of the state and shall not be paid from property tax.
19 The general assembly in 1971 shall review the need for and the ad-
20 visability of such three-fourths ($\frac{3}{4}$ ths) mill levy."

1 SEC. 13. Section two hundred eighty A point eighteen (280A.18),
2 subsection three (3), Code 1966, is hereby amended by striking all of
3 such subsection after the word "area" in line five (5) and inserting in
4 lieu thereof a period.

1 SEC. 14. Section two hundred eighty A point twenty-three
2 (280A.23), Code 1966, is hereby amended as follows:

3 1. By adding to subsection one (1) the following:

4 "If an existing private educational or vocational institution within
5 the merged area has facilities and curriculum of adequate size and
6 quality which would duplicate the functions of the area school, the
7 board of directors shall discuss with the institution the possibility of
8 entering into contracts to have the existing institution offer facilities
9 and curriculum to students of the merged area. The board of directors
10 shall consider any proposals submitted by the private institution for
11 providing such facilities and curriculum. The board of directors may
12 enter into such contracts. In approving curriculum, the state board
13 shall ascertain that all courses and programs submitted for approval
14 are needed and that the curriculum being offered by an area school
15 does not duplicate programs provided by existing public or private
16 facilities in the area. In determining whether duplication would actu-
17 ally exist, the state board shall consider the needs of the area and
18 consider whether the proposed programs are competitive as to size,
19 quality, tuition, purposes, and area coverage with existing public and
20 private educational or vocational institutions within the merged area."

21 2. By inserting in line three (3) of subsection three (3) after the
22 figure "3" the following:

23 ". Tuition for residents of Iowa shall not exceed the lowest tuition
24 rate per semester, or the equivalent, charged by an institution of
25 higher education under the state board of regents for a full-time resi-
26 dent student. Tuition for nonresidents of Iowa shall be not less than
27 one hundred fifty (150) percent and not more than two hundred (200)

28 percent of the tuition established for residents of Iowa. Tuition for
29 resident or nonresident students may be set at a higher figure with the
30 approval of the state board. A lower tuition for nonresidents may be
31 permitted under a reciprocal tuition agreement between a merged area
32 and an educational institution in another state, if the agreement is
33 approved by the state board."

34 3. By adding thereto the following new subsection:

35 "The area board, when setting the salary of the area superintendent,
36 shall take into consideration the salaries of administrators of educa-
37 tional institutions in the area, and the enrollment of the area schools;
38 the salary range shall be from seventeen thousand (17,000) dollars to
39 twenty-five thousand (25,000) dollars per annum. The superintendent
40 shall not be required to hold any teacher's certificate."

1 SEC. 15. Section two hundred eighty A point twenty-four
2 (280A.24), Code 1966, is hereby amended by adding thereto the fol-
3 lowing:

4 "The standard academic work load for an instructor in arts and
5 science courses shall be fifteen (15) credit hours per school term, and
6 the maximum academic work load for any instructor shall be sixteen
7 (16) credit hours per school term, for classes taught during the nor-
8 mal school day. In addition thereto, any faculty member may teach a
9 course or courses at times other than usual day-course hours, or on
10 days other than the regular school week, involving total class instruc-
11 tion time equivalent to not more than a three (3) credit hour course.
12 The total work load for such instructors shall not exceed the equivalent
13 of eighteen (18) credit hours per school term."

1 SEC. 16. Section two hundred eighty A point twenty-five
2 (280A.25), Code 1966, is hereby amended by adding thereto the fol-
3 lowing subsections:

4 "Make arrangements with boards of merged areas and local school
5 districts to permit students attending high school to participate in
6 vocational-technical programs and obtain credit for such participation
7 for application toward the completion of a high school diploma. The
8 granting of such credit shall be subject to the approval of the state
9 board.

10 "Prescribe a uniform system of accounting for area schools."

1 SEC. 17. Section two hundred eighty A point twenty-seven
2 (280A.27), Code 1966, is hereby repealed and the following enacted in
3 lieu thereof:

4 "There shall be an area schools branch within the state department
5 of public instruction. The branch shall exercise the powers and per-
6 form the duties conferred by law upon the department with respect
7 to area vocational schools and area and public community and junior
8 colleges."

1 SEC. 18. Section two hundred eighty A point twenty-eight
2 (280A.28), Code 1966, is hereby repealed and the following enacted in
3 lieu thereof:

4 "The state superintendent, with the approval of the state board,
5 shall add to the assistant superintendent system of the department an
6 assistant superintendent who shall devote his full time to supervision

7 of the area schools branch, and shall appoint to the professional staff,
8 in the manner provided in section two hundred fifty-seven point twenty-
9 ty-four (257.24) of the Code, upon the recommendation of such as-
10 sistant superintendent, and assign to duty in said branch, necessary
11 personnel trained or experienced in the areas of vocational-technical
12 education, administration and finance, adult and continuing education,
13 student personnel services, arts and sciences, and related fields.

14 "It shall be the duty of said assistant superintendent to recommend
15 to the state superintendent and to the state board the approval or dis-
16 approval of all budgets, courses, and programs to be offered at the vari-
17 ous area schools. In arriving at such recommendations, attention shall
18 be given to the prevention and elimination of unnecessary duplication
19 of programs, facilities, and staff within the area. Upon the recommen-
20 dation of the assistant superintendent, review of vocational courses
21 and programs by the advisory committee created by this chapter and
22 the advisory committee created by chapter two hundred fifty-eight
23 (258) of the Code, review of courses and programs provided for trans-
24 fer credit by the advisory committee created by this chapter, and final
25 approval by the state board, all such approved courses and programs
26 shall be funded as prescribed by law."

1 SEC. 19. Section two hundred eighty A point twenty-nine
2 (280A.29), Code 1966, is hereby amended by striking from line three
3 (3) the words "community and junior colleges" and inserting in lieu
4 thereof the words "area schools".

5 Said section is further amended by striking subsection four (4) and
6 inserting in lieu thereof the following:

7 "4. A member to represent industry and management."

8 Further amend said section by striking from subsection seven (7)
9 the word "Three" and inserting in lieu thereof the word "Two".

10 Further amend said section by adding a new subsection as follows:
11 "8. A member to represent labor."

1 SEC. 20. Section two hundred eighty A point thirty-one
2 (280A.31), Code 1966, is hereby amended by adding at the end thereof
3 the following:

4 "The state board shall meet with the advisory committee at least
5 quarterly."

1 SEC. 21. Section two hundred eighty A point thirty-two
2 (280A.32), Code 1966, is hereby amended by inserting after the
3 comma in line five (5) the words "on faculty salary schedules".

1 SEC. 22. Section two hundred eighty A point thirty-three
2 (280A.33), Code 1966, is hereby repealed and the following enacted
3 in lieu thereof:

4 "Approval standards, except as hereinafter provided, for area and
5 public community and junior colleges shall be initiated by the area
6 schools branch of the department and submitted to the state board of
7 public instruction and the state board of regents, through the state
8 superintendent of public instruction, for joint consideration and adop-
9 tion. No proposed approval standard shall be adopted by the boards
10 until the standard has been submitted to the advisory committee cre-
11 ated by this chapter and its recommendations thereon obtained.

12 "Approval standards for area vocational schools and for vocational
13 programs and courses offered by area community colleges shall be
14 initiated by the area schools branch and submitted to the state board
15 of public instruction through the state superintendent of public in-
16 struction, for consideration and adoption. No such proposed approval
17 standard shall be adopted by the state board until the standard has
18 been submitted to the advisory committee created by this chapter and
19 to the advisory committee created by chapter two hundred fifty-eight
20 (258) and their recommendations thereon obtained.

21 "For purposes of this section, 'approval standards' shall include
22 standards for administration, qualifications and assignment of per-
23 sonnel, curriculum, facilities and sites, requirements for awarding of
24 diplomas and other evidence of educational achievement, guidance and
25 counseling, instruction, instructional materials, maintenance, and
26 library."

1 SEC. 23. Section two hundred fifty-seven point one (257.1), Code
2 1966, is hereby amended by inserting in line five (5) after the word
3 "members" the following:

4 "who shall be appointed by the governor with the approval of two-
5 thirds ($\frac{2}{3}$) of the members of the senate. Not more than five (5)
6 members shall be of the same political party."

1 SEC. 24. Section two hundred fifty-seven point two (257.2), Code
2 1966, is hereby amended by inserting at the end thereof the following:

3 "In appointing members, the governor shall provide that at least
4 one (1) member has substantial knowledge related to vocational and
5 technical training, and at least one (1) member has substantial knowl-
6 edge related to area community colleges."

1 SEC. 25. Section two hundred fifty-seven point three (257.3), Code
2 1966, is hereby amended by striking all of such section after the period
3 in line four (4) through line seventeen (17).

1 SEC. 26. Section two hundred fifty-seven point four (257.4), Code
2 1966, is hereby amended by striking lines four (4) through eighteen
3 (18) and inserting in lieu thereof the following:

4 "officers. All vacancies on said board which may occur when the
5 general assembly is not in session shall be filled by appointment by the
6 governor, which appointment shall expire at the end of thirty (30)
7 days after the general assembly next convenes. Vacancies occurring
8 during a session of the general assembly shall be filled before the end
9 of said session in the same manner in which regular appointments are
10 required to be made."

1 SEC. 27. Section two hundred fifty-seven point five (257.5), Code
2 1966, is hereby repealed.

1 SEC. 28. Section two hundred fifty-seven point twenty-two
2 (257.22), Code 1966, is hereby amended as follows:

3 1. By striking from line three (3) the word "two" and inserting in
4 lieu thereof the word "three".

5 2. By inserting the following after the period in line eight (8):

6 "The assistant superintendent for the area schools branch shall be
7 trained or experienced in matters relating to area schools."

1 SEC. 29. Section five point four (5.4), subsection eight (8), rules
2 of the department of public instruction, is hereby amended to read as
3 follows:

4 "5.4(8) *Faculty development.* The administration of the college
5 shall encourage the continued development of faculty potential by:
6 (1) regularly stimulating department chairmen or heads to meet their
7 responsibilities in this regard; (2) lightening the teaching loads of
8 first-year instructors whose course preparation and in-service training
9 demand it; (3) stimulating curricular evaluation; and (4) encourag-
10 ing the development of an atmosphere in which the faculty brings a
11 wide range of ideas and experiences to the students, each other, and
12 the community."

1 SEC. 30. There is hereby appropriated from the general fund of
2 the state of Iowa to the state department of public instruction, the sum
3 of four million five hundred thousand (4,500,000) dollars for the pur-
4 pose of carrying out the provisions of section six (6) of this Act.

1 SEC. 31. This Act shall operate retroactively and retrospectively,
2 with full force and effect, to and from July 1, 1967.

3 This Act, being deemed of immediate importance, shall take effect
4 after its passage, approval and publication in the Auburn Enterprise,
5 a newspaper published in Auburn, Iowa, and in The Union-Tribune, a
6 newspaper published in Russell, Iowa.

Approved July 10, 1967.

This Act was passed by the G. A. on, or after, July 1, 1967.

I hereby certify that the foregoing Act, Senate File 616, was published in the Auburn Enterprise, Auburn, Iowa, July 20, 1967, and in The Union-Tribune, Russell, Iowa, July 20, 1967.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 245

RETIRED SCHOOL EMPLOYEES

H. F. 321

AN ACT relating to pensions for certain retired public school employees.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section two hundred ninety-four point fifteen
2 (294.15), Code 1966, is hereby amended by adding to the first para-
3 graph of said section the following:

4 "The word 'employee' as used herein shall be construed to include
5 persons who were state superintendents, county superintendents, or
6 deputy county superintendents."

Approved May 5, 1967.